

**REQUEST FOR WITHDRAWAL
AS ATTORNEY OR AGENT
AND CHANGE OF
CORRESPONDENCE ADDRESS**

Application Number	10806886
Filing Date	3/22/04
First Named Inventor	Kutt
Art Unit	
Examiner Name	
Attorney Docket Number	2400.100.03US

To: Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Please withdraw me as attorney or agent for the above identified patent application, and

all the practitioners of record;

the practitioners (with registration numbers) of record listed on the attached paper(s); or

the practitioners of record associated with Customer Number: 61529

NOTE: The immediately preceding box should only be marked when the practitioners were appointed using the listed Customer Number.

The reason(s) for this request are those described in 37 CFR :

<input type="checkbox"/> 10.40(b)(1)	<input type="checkbox"/> 10.40(b)(2)	<input type="checkbox"/> 10.40(b)(3)	<input type="checkbox"/> 10.40(b)(4)
<input type="checkbox"/> 10.40(c)(1)(i)	<input type="checkbox"/> 10.40(c)(1)(ii)	<input type="checkbox"/> 10.40(c)(1)(iii)	<input type="checkbox"/> 10.40(c)(1)(iv)
<input type="checkbox"/> 10.40(c)(1)(v)	<input checked="" type="checkbox"/> 10.40(c)(1)(vi)	<input type="checkbox"/> 10.40(c)(2)	<input type="checkbox"/> 10.40(c)(3)
<input type="checkbox"/> 10.40(c)(4)	<input type="checkbox"/> 10.40(c)(5)	<input checked="" type="checkbox"/> 10.40(c)(6) Please explain below:	

Client has agreed to the withdrawal and has instructed the practitioner to transfer the files to his personal attention for all further work (see attached email)

Certifications

Check each box below that is factually correct. WARNING: If a box is left unchecked, the request will likely not be approved.

- I/We have given reasonable notice to the client, prior to the expiration of the response period, that the practitioner(s) intend to withdraw from employment.
- I/We have delivered to the client or a duly authorized representative of the client all papers and property (including funds) to which the client is entitled.
- I/We have notified the client of any responses that may be due and the time frame within which the client must respond.

Please provide an explanation, if necessary:

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This collection of information is required by 37 CFR 1.36. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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AND CHANGE OF CORRESPONDENCE ADDRESS**

Complete the following section only when the correspondence address will change. Changes of address will only be accepted to an inventor or an assignee that has properly made itself of record pursuant to 37 CFR 3.71.

Change the correspondence address and direct all future correspondence to:

A. The address of the inventor or assignee associated with Customer Number: _____

OR

B. <input checked="" type="checkbox"/> Inventor or Assignee name	Larry Kutt
---	------------

Address Colorado Altitude Training, 686 Taylor Ave., Suite 101

City Louisville	State CO	Zip 80027	Country US
Telephone	303-440-4102	Email larry@altitudetraining.com	

I am authorized to sign on behalf of myself and all withdrawing practitioners.

Signature	/Craig Neugeboren/	
Name	Craig Neugeboren	Registration No. 39314

Address 1227 Spruce Street, Suite 200

City Boulder	State CO	Zip 80302	Country US
Date	5/18/2009	Telephone No. 720-536-4900	

NOTE: Withdrawal is effective when approved rather than when received.

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If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Craig Neugeboren

From: Craig Neugeboren
Sent: Monday, May 18, 2009 4:55 PM
To: 'Larry Kutt'
Cc: Bernadette Barrett
Subject: RE: Disengagement of Colorado Altitude Training
Attachments: CAT_US Patent Summary Report.doc; CAT - Reminder List Report.doc; CAT - All Cases Summary Report.doc

Larry – thank you for the instructions below. We are finalizing the file transfer now. Attached for your information are several reports that detail in particular the patent and trademark files we have been handling for you. As you can see there are no pending office actions that require attention at this time. The only impending due date that will need attention by you is the statement of use for the AESTIS trademark which I sent you a reminder about last week.

We will be filing requests to withdraw as counsel with the USPTO and will indicate the contact information you supplied below as the new correspondence address.

If there are any questions in the meantime, please let me know.

Best regards,

Craig

From: Larry Kutt [mailto:larry@altitudetraining.com]
Sent: Friday, May 08, 2009 8:16 AM
To: Craig Neugeboren
Subject: RE: Disengagement of Colorado Altitude Training

Craig,

Sorry to hear this but I understand the necessity.

Please transfer files directly to me at the address below.

Larry Kutt
Chief Executive Officer
686 Taylor Ave Suite 101
Louisville Colorado 80027
Phone: 303 440 4102
Fax: 303-440-4105
www.altitudetraining.com

-----Original Message-----

From: Craig Neugeboren [mailto:craig@neugeborenlaw.com]
Sent: Thursday, May 07, 2009 4:35 PM
To: Larry Kutt
Cc: Sean O'Dowd
Subject: Disengagement of Colorado Altitude Training

Dear Larry,

As we have previously discussed, payment of our fees by Colorado Altitude Training is now seriously in arrears. Specifically, as of today, we are owed \$2,580.75 for billed and unbilled fees and costs. In light of these circumstances, we have reached the regrettable conclusion that we must move toward terminating our engagement with Colorado Altitude Training.

Accordingly, we will no longer be rendering legal services to Colorado Altitude Training and will have no further attorney-

client relationship. We will continue to monitor and inform you of upcoming due dates and other action items, but will not take any action on your behalf.

Please call me at your earliest convenience to discuss a transition plan for the files we are handling for you. If I don't hear from you by May 12, 2009 we will begin the process and transfer all files directly to you and the company for further handling.

We have enjoyed working with you and the company and regret this decision.

If you have any questions, or need additional information, please do not hesitate to give me a call.

Best regards,

Craig

Craig A. Neugeboren
NEUGEBOREN O'DOWD PC
1227 Spruce Street, Suite 200
Boulder, CO 80302
720-536-4901 (direct)
720-536-4910 (fax)
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